

THE CITY OF SAN DIEGO, CALIFORNIA  
MINUTES FOR REGULAR COUNCIL MEETING  
OF  
TUESDAY, SEPTEMBER 18, 1990  
AT 9:00 A.M.  
IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor O'Connor at 10:00 a.m. Mayor O'Connor greeted a group of students from Pakistan. The meeting was recessed by Mayor O'Connor at 12:07 p.m. into closed session at 2:00 p.m. today in the twelfth floor conference room to discuss pending litigation, and to reconvene the meeting immediately thereafter.

The meeting was reconvened by Mayor O'Connor at 2:45 p.m. with Council Members Roberts, Hartley and McCarty not present. Mayor O'Connor adjourned the meeting at 8:13 p.m. to convene the Special Joint Council Meeting with the Redevelopment Agency.

ATTENDANCE DURING THE MEETING:

- (M) Mayor O'Connor-present
  - (1) Council Member Wolfsheimer-present
  - (2) Council Member Roberts-present
  - (3) Council Member Hartley-present
  - (4) Council Member Pratt-present
  - (5) Council Member Bernhardt-present
  - (6) Council Member Henderson-present
  - (7) Council Member McCarty-excused by R-276594  
(City business in London, England.)
  - (8) Council Member Filner-present
- Clerk-Fishkin (mp;rb)

FILE LOCATION: MINUTES

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**ITEM-300: ROLL CALL**

Clerk Fishkin called the roll:

- (M) Mayor O'Connor-present
- (1) Council Member Wolfsheimer-present
- (2) Council Member Roberts-present
- (3) Council Member Hartley-not present
- (4) Council Member Pratt-present
- (5) Council Member Bernhardt-not present
- (6) Council Member Henderson-present
- (7) Council Member McCarty-not present
- (8) Council Member Filner-present

**ITEM-330:**

Two actions relative to the Mesa Shopping Center East Cost  
Reimbursement District:

(Mira Mesa Community Area. District-5.)

Subitem-A: (R-91-400) ADOPTED AS RESOLUTION R-276554

Amending the Mesa Shopping Center East Cost Reimbursement  
District established by Resolution R-275163, adopted  
February 13, 1990, to increase the scope of work and revise  
the public improvement costs eligible for reimbursement;  
setting 20 years as the limiting period when assessed costs  
are due and payable, expiring February 13, 2010.

Subitem-B: (R-91-399) ADOPTED AS RESOLUTION R-276555

Amending the Cost Reimbursement Agreement with Mesa  
Shopping Center East, relative to the Mesa Shopping Center  
East Cost Reimbursement District.

**CITY MANAGER SUPPORTING INFORMATION:** In February 1990, the  
City Council established the Mesa Shopping Center East (MSCE)  
Cost Reimbursement District (R-275163) for the widening of Mira

Mesa Boulevard, construction of Westview Parkway, Galvin Ave., and water, sewer and storm drain costs associated with the street improvements. The estimated improvement cost was \$2,830,809 of which \$1,389,599 was subject to reimbursement. Prior to Council's approval of the MSCE Cost Reimbursement District, Abrams/Bohannon (A/B), via a private agreement, had assured that construction of a critical portion of the sewer/storm drain facilities would be in place prior to the

commencement of MSCE's improvements. Construction of MSCE improvements is underway and the A/B improvements have not been constructed. In order for MSCE's sewer and storm drain facilities to operate properly, it is imperative that the A/B improvements be constructed in conjunction with MSCE improvements. In addition to these improvements, the cost of right-of-way acquisition has increased from \$65,640 to \$200,750 due to the condemnation process. These improvements solely benefit the A/B property. It is staff's recommendation to amend the MSCE Cost Reimbursement District as follows:

Storm drain on A/B property	\$218,900
Sewer in Galvin Ave. to serve A/B property	17,600
Increase in R/W acquisition costs	135,110
15 percent Incidentals and contingencies	55,741
Total increase	\$427,351

With this additional work, the total reimbursement from the A/B property increases from \$570,948 to \$998,299 and the cost of the improvements within the district increases to \$3,258,160, of which \$1,816,950 will be subject to reimbursement.

**FILE LOCATION:** STRT CR-11

**COUNCIL ACTION:** (Tape location: C047-072.)

Hearing began at 11:26 a.m. and halted at 11:28 a.m.

**MOTION BY BERNHARDT TO MOVE STAFF RECOMMENDATION.** Second by Hartley. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

**ITEM-331: (R-90-1342 Rev.1) ADOPTED AS AMENDED AS RESOLUTION  
R-276556**

19900918

The City Council will consider approving, and directing the City's representative to the San Diego Association of Governments (SANDAG) Board of Directors to support adoption of, the draft Comprehensive Land Use Plan for Naval Air Station Miramar. The SANDAG Board will consider adoption of the plan on September 28, 1990, at 10:00 a.m. The draft Comprehensive Land Use Plan has been prepared by SANDAG, acting as the Airport Land Use Commission for the San Diego region. The plan was prepared to protect Naval Air Station Miramar from incompatible land uses and provide for the orderly growth of the area surrounding the air

station; to safeguard the general welfare of the inhabitants within the vicinity of the air station and the public in general by protecting them from the adverse effects of aircraft noise and accident potential; and to ensure that no obstructions or other hazards affect navigable airspace. When adopted by the SANDAG Board, the draft plan will replace the 1977 Comprehensive Land Use Plan.

An area of influence boundary is established in the draft plan, which includes portions of Clairemont Mesa, Mira Mesa, North City West, Penasquitos, Scripps Miramar Ranch, Serra Mesa, Sorrento Hills, Tierrasanta, Torrey Pines, and University.

Within the area of influence boundary, the plan identifies the areas affected by noise and accident potential resulting from airport operations at the naval air station. The types and intensities of land uses that are compatible and incompatible within these areas are also identified.

After adoption of the plan by the SANDAG Board, an additional noticed public hearing will be held by the City Council to consider adoption of an ordinance that will ensure that future development is compatible with the Comprehensive Land Use Plan.

(Districts-1, 5, 6 and 7.)

Adoption of a Resolution approving the project.

FILE LOCATION: LAND - Naval Air Station Miramar

COUNCIL ACTION: (Tape location: C074-340.)

Hearing began at 11:28 a.m. and halted at 11:48 a.m.

Testimony in favor by Fred Pierson and Jim Madaffer.

MOTION BY FILNER TO MOVE APPROVAL OF LAND USE PLAN INCLUDING THE DECISION MADE ON SEPTEMBER 17, 1990, ON THE USE OF THE HEBREW DAY SCHOOL SITE IN UNIVERSITY CITY. Second by Henderson.

AMENDED BY WOLFSHEIMER AND SECONDED BY BERNHARDT\_TO\_DIRECT  
OUR

REPRESENTATIVE TO TAKE TO SANDAG THAT MIRAMAR WILL NOT BE USED FOR CIVILIAN USE OR FOR JOINT CIVILIAN/MILITARY USE AND THAT THE COUNCIL HAS SO ACTED.

MOTION RESTATED BY WOLFSHEIMER\_TO\_APPROVE ITEM-331 DIRECTING THE CITY'S REPRESENTATIVE TO SANDAG TO SUPPORT ADOPTION OF THEIR CLUP AND TO CONSIDER IN THIS THE IMPACT OF THE PAST ACTIONS TAKEN BY THE CITY COUNCIL THAT MAY IN SOME WAY MODIFY THE CLUP, AND TO REAFFIRM COUNCIL'S ACTION WITH RESPECT TO HAVING MIRAMAR REMAIN STRICTLY A MILITARY AIRPORT. Second by Bernhardt.

Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

**ITEM-332:**

(Continued from the meeting of July 31, 1990, Item 335, at the request of the Planning Department for noticing.)

- 1) Proposal to rescind the 1974 San Ysidro Community Plan, which is the current plan;
- 2) Proposal to adopt a comprehensive revision and update of the San Ysidro Community Plan;
- 3) Proposal to adopt the San Ysidro Implementation Ordinance, which involves rezonings of residential, commercial and industrial properties to new zones which would be consistent with the land use designations in the proposed San Ysidro Community Plan.
- 4) Proposal to amend the City of San Diego Progress Guide and General Plan as follows:
  - a. changes to the Land Use Map to reflect the proposed revisions to the community plans in San Ysidro, the Tijuana River Valley, and Otay Mesa;
  - b. changes to the boundaries of community planning areas for Otay Mesa, Otay Mesa-Nestor, and the Tijuana River Valley;
  - c. amendments to the Phase Development Area Map to convert a portion of the Otay mesa community from a "Planned Urbanizing" designation to an "Urbanized" designation, and a portion of the Tijuana River Valley from an "Urbanized" designation to a "Future Urbanizing" designation.
- 5) Proposal to amend the boundaries of the Tijuana River Valley, Otay Mesa, Otay Mesa-Nestor and San Ysidro community planning areas as shown on the map on file with the Planning Department and described as follows:
  - a. to incorporate developed and undeveloped area in the western portion of the Otay Mesa community planning area into the San Ysidro community planning area, and remove it from the Otay Mesa community planning area;
  - b. to incorporate the developed area north and west of Dairy Mart Road, southwest of I-5, into the Otay

Mesa-Nestor community planning area, and remove it from the Tijuana River Valley community planning area.

6) Proposal to amend the Tijuana River Valley segment of the San Diego Local Coastal Program. If approved by the City Council, approval of the California Coastal Commission is also necessary before this amendment becomes effective;

7) Proposal to certify Environmental Impact Report EIR-89-1115; and

8) Consideration of the San Ysidro Public Facilities Financing Plan, which involves the following actions:

- a. to approve, deny, or amend the San Ysidro Public Facilities Financing Plan;
- b. to rescind existing development impact fees for the San Ysidro community planning area; and
- c. to set appropriate fees to mitigate development impacts for all properties within the San Ysidro community planning area.

The San Ysidro Community Plan area comprises approximately 1,800 acres. It is bounded on the north by the Otay Mesa-Nestor community planning area, on the south by the international border, on the west by Tijuana River Valley community planning area, and on the east by the Otay Mesa community planning area.

(District-8.)

Subitem-A: (R-91-117) ADOPTED AS RESOLUTION R-276562

Adoption of a Resolution certifying that the information contained in Environmental Impact Report EIR-89-1115 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said report has been reviewed and considered by the Council and adopting appropriate findings of mitigation, feasibility or project alternatives and statement of overriding considerations pursuant to California Public Resources Code Section 21081.

Subitem-B: (R-91-116) ADOPTED AS RESOLUTION R-276563

Adoption of a Resolution approving the San Ysidro Community Plan update and related actions.

Subitem-C: (O-91-15) INTRODUCED AS AMENDED, TO BE  
ADOPTED OCTOBER 1, 1990

Introduction of an Ordinance amending the Municipal Code  
relating to the San Ysidro Implementing Ordinance.

Subitem-D: (O-91-16) INTRODUCED AS AMENDED, TO BE  
ADOPTED OCTOBER 1, 1990

Introduction of an Ordinance rezoning various properties.

Subitem-E: (R-91-2290) ADOPTED AS RESOLUTION R-276564

Adoption of a Resolution approving the San Ysidro Public  
Facilities Financing Plan.

Subitem-F: (R-91-2291) ADOPTED AS RESOLUTION R-276565

Adoption of a Resolution rescinding existing development  
impact fees for the San Ysidro Community.

Subitem-G: (R-91-2292) ADOPTED AS RESOLUTION R-276566

Adoption of a Resolution approving the development impact  
fee schedule for the San Ysidro Community.

FILE LOCATION: LAND - San Ysidro Community Plan

COUNCIL ACTION: (Tape location: C344-650; D248-G143.)

Hearing began at 11:49 a.m. and recessed at 12:05 p.m.

Hearing resumed at 3:06 p.m. and halted at 5:00 p.m.

MOTION BY FILNER TO APPROVE AS AMENDED THE FOLLOWING ITEMS:

- 1.) TO CERTIFY EIR NO. 89-1115 WITH THE FINDINGS AS SUBMITTED BY STAFF.
- 2.) RESCIND THE 1974 SAN YSIDRO COMMUNITY PLAN.
- 3.) ADOPT THE SAN YSIDRO PUBLIC FACILITIES FINANCING PLAN.
- 4.) RECOGNIZE THE FISCAL IMPACT OF THIS NEW COMMUNITY PLAN.
- 5.) ADOPT THE AMENDMENT TO THE TIJUANA RIVER VALLEY SEGMENT OF



THE LOCAL COASTAL PLAN AS RECOMMENDED BY STAFF. 6.) ADOPT THE AMENDMENTS TO THE BOUNDARIES OF THE TIJUANA RIVER VALLEY, THE OTAY MESA AND OTAY MESA-NESTOR AS RECOMMENDED BY THE PLANNING DEPARTMENT. 7.) ADOPT THE UPDATED COMMUNITY PLAN SUBJECT TO THE FOLLOWING: DELETE THE FIRST PARAGRAPH ON PAGE 30 (JULY 1990, COMMUNITY PLAN UPDATE DRAFT) AS REQUESTED BY MS. SKOREPA, AND MAKE EXPLICIT THAT THE TWO-WAY COUPLET IS THE PREFERRED PATH. TO ACCEPT THE EASTERN BOUNDARIES OF THE COMMUNITY PLANNING AREA EXPANDED AS RECOMMENDED BY THE PLANNING DEPARTMENT. THE WESTERN

BOUNDARIES OF THE COMMUNITY PLANNING AREAS ESTABLISHED AS RECOMMENDED BY THE PLANNING COMMISSION AND THE PLANNING DEPARTMENT. ACCEPT STAFF RECOMMENDATIONS ON COMMERCIAL ALTERNATIVE NO. 1, THAT IS, TO ZONE THE PROPERTY ON BEYER BLVD. BETWEEN WEST PARK AND I-805 AS LOW-MEDIUM DENSITY RESIDENTIAL.

ACCEPT THE RECOMMENDATION OF THE SAN YSIDRO COMMUNITY PLANNING GROUP ON COMMERCIAL ALTERNATIVE NO. 2, THAT IS, TO ALLOW REZONING TO A BORDER COMMERCIAL ZONE WITH A DISCRETIONARY REVIEW WITHOUT A COMMUNITY PLAN AMENDMENT FOR THE ENTIRE PROPERTY. ON COMMERCIAL ALTERNATIVE NO. 3, REZONE THE AREA IN THE BORDER GATE RECREATIONAL VEHICLE PARK TO LOW-MEDIUM DENSITY RESIDENTIAL IN ORDER TO ASSURE ITS RETENTION OF THAT USE. TAKE THE COMMERCIAL AREA ALONG SAN YSIDRO BLVD. BETWEEN I-805 AND THE BORDER, THAT IS RECOMMENDED TO BE PEDESTRIAN-ORIENTED BORDER COMMERCIAL, ADD TO DESIGNATION THE AREA SOUTH OF EAST BEYER BLVD. AND NORTH OF I-5, INCLUDING THE HALF BLOCK SOUTH OF EAST BEYER BLVD. AND BETWEEN CENTER STREET AND BOLTON HALL ROAD. STIPULATE THAT IN ORDER TO AVOID ANY NEGATIVE EFFECTS ON THE RESIDENTS ON THE NORTH SIDE OF EAST BEYER BLVD., THAT VEHICULAR ACCESS TO THE COMMERCIAL AREA MUST OCCUR ONLY FROM SAN YSIDRO BLVD., THAT VEHICULAR ACCESS TO THE COMMERCIAL AREA FROM EAST BEYER BE PROHIBITED AND THAT THE COMMERCIAL USES BE SCREENED BY USE OF LANDSCAPING AND FENCING ALONG THE SOUTH SIDE OF EAST BEYER BLVD. THIS WILL ALLOW THE COMMERCIAL DEVELOPMENT OF THAT AREA WITHOUT IMPEDING THE RESIDENTIAL AREA TO THE NORTH. 8.) TO INTRODUCE THE SAN YSIDRO COMMUNITY PLAN IMPLEMENTATION ORDINANCE WITH THE FOLLOWING AMENDMENTS: (A) THAT THE PROPERTY BOUNDED BY

CENTER STREET, I-805, EAST BEYER BLVD. AND SAN YSIDRO BLVD., BE ZONED CSF-2 INSTEAD OF CSF-3 AND THAT HOTELS AND MOTELS BE ALLOWED IN THAT ZONE. (B) THAT THE PROPERTY SOUTH OF EAST BEYER BLVD. BETWEEN CENTER STREET AND BOLTON HALL ROAD BE ZONED CSR-3. (C) THAT THE FOLLOWING PARAGRAPH BE ADDED TO SECTION D, PAGE 5 OF THE IMPLEMENTING ORDINANCE AS FOLLOWS: "ON AN INDIVIDUAL PROJECT BASIS, THE CRITERIA OF THIS IMPLEMENTING ORDINANCE MAY BE INCREASED OR DECREASED IF APPROVED BY THE PLANNING DIRECTOR AT A NOTICED PUBLIC HEARING WHEN ONE OR MORE OF THE FOLLOWING SITUATIONS IS APPLICABLE: (1) DUE TO SPECIAL CONDITIONS, OR EXCEPTIONAL CHARACTERISTICS OF THE PROPERTY, OR OF ITS LOCATION OR SURROUNDINGS, STRICT INTERPRETATION OF THE CRITERIA OF THIS IMPLEMENTING ORDINANCE WOULD RESULT IN UNUSUAL DIFFICULTIES OR UNNECESSARY HARDSHIP OR WOULD BE INCONSISTENT WITH THE GENERAL PURPOSE OF THE IMPLEMENTING ORDINANCE; OR (2) A SUPERIOR DESIGN CAN BE ACHIEVED BY ALTERING THE ADOPTED STANDARDS."

9.) INTRODUCE FOR ADOPTION THE ORDINANCE APPROVING REZONING VARIOUS PROPERTIES WITH THE AMENDMENTS TO STAFF

RECOMMENDATIONS:

AMEND PAGE 95 OF THE PLAN UPDATE WITH CHANGES AS SUBMITTED TO COUNCIL BY THE CORAL GATE RESIDENTIAL DEVELOPER WHICH WOULD CHANGE THE WORDING UNDER "PUBLIC FACILITIES" TO A THREE TO FIVE ACRE PARK SITE BASED UPON THE RECOMMENDATIONS OF THE PARK AND RECREATION DEPARTMENT. UNDER THE SECTION "MESQUITO CONTROL," CHANGE THE LANGUAGE TO STATE THAT MESQUITOS SHALL BE CONTROLLED THROUGH THE PARTICIPATION IN THE COUNTY'S VECTOR SURVEILLANCE AND CONTROL PROGRAM. Second by Hartley. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

MOTION BY BERNHARDT TO APPROVE THE STANDARDS RECOMMENDED BY THE

PLANNING DEPARTMENT FOR SECTION D OF THE IMPLEMENTING ORDINANCE FOR DISCRETIONARY REVIEW OF COMMERCIAL DEVELOPMENT OF 5,000 SQUARE FEET AS OPPOSED TO COUNCIL MEMBER FILNER'S RECOMMENDATION OF 15,000 SQUARE FEET. Second by Mayor O'Connor. Passed by the

following vote: Wolfsheimer-yea, Roberts-yea, Hartley-nay,  
Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-not present,  
Filner-nay, Mayor O'Connor-yea.

**ITEM-333:**

Four actions relative to the Mission Valley Heights  
Assessment District No. 4025:  
(Mission Valley Community Area. District-5.)

Subitem-A: (R-91-417) ADOPTED AS RESOLUTION R-276568

Approving and authorizing the execution of certain  
agreements in a Special Assessment District.

Subitem-B: (R-91-418) ADOPTED AS RESOLUTION R-276569

Accepting the works of improvement and approving the  
"As-Built" Certificate.

Subitem-C: (R-91-419) ADOPTED AS RESOLUTION R-276570

Confirming the assessment made, together with  
appurtenances, and approving the Engineer's Report.

Subitem-D: (R-91-420) ADOPTED AS RESOLUTION R-276571

Making award for sale of bonds.

CITY MANAGER SUPPORTING INFORMATION: On March 8, 1988, the  
City Council accepted the property owner petition which was  
signed by the developer representing 100 percent of the land  
area in the proposed district. This is an acquisition type  
district in which the property owner constructs the public  
improvements and the City acquires them through assessment  
district proceedings. These public improvements have been  
constructed and the assessment district proceedings can now  
commence. These proceedings will follow the normal course with

the first action being the adoption of the Resolution of

Intention followed by the noticing of the property owners of a public hearing on the assessment district. At the public hearing, assessments will either be confirmed or the district will be abandoned. If the district is approved and assessments are confirmed by Council the property owner will elect to waive the 30-day cash payment period in which property owners can pay all or any portion of their assessment. Bonds will be issued in the amount of unpaid assessments and the developer will be paid for the subdivision improvements from these bonds proceeds. Bid opening for these bonds will be scheduled for September 18, 1990 prior to the noticed public hearing. The public improvements consist of grading, curb and gutter, sidewalk, paving, sewer, water and storm drain facilities, dry utilities and street lights. All property owners will be noticed of the public hearing and informed of the proposed assessment(s) to their land.

FILE LOCATION:     STRT D-2273

COUNCIL ACTION:    (Tape location: G236-245.)

Hearing began at 5:07 p.m. and halted at 5:08 p.m.

MOTION BY BERNHARDT TO ADOPT SUBITEMS A THROUGH D. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

ITEM-334:   (R-91-178)   ADOPTED AS RESOLUTION R-276557

(Continued from the meeting of August 7, 1990, Item 204, at Councilmember Hartley's request, for further review.)

Council confirmation of the following reappointments by the Mayor to serve as members of the Commission for Arts and Culture, for terms ending August 31, 1993:

Catherine Y. Woo

Karen Sugg Cohn

Mario Acevedo Torero

Kate Adams

Appointing Jess Flemion as Chair.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C340-343.)

MOTION BY PRATT TO ADOPT ITEMS 334, 335, AND 388. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

ITEM-335: (R-91-406) ADOPTED AS RESOLUTION R-276558

Council confirmation of the appointment by the Mayor of Sandra Pay, to serve as a member of the Commission for Arts and Culture, for a term expiring August 31, 1993, to replace Carol R. Caplan, whose term has expired.  
(See memorandum from Mayor O'Connor dated 8/27/90 with resume attached.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C340-343.)

MOTION BY PRATT TO ADOPT ITEMS 334, 335, AND 338. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

ITEM-336: (R-91-269) CONTINUED TO OCTOBER 2, 1990

(Continued from the meeting of August 6, 1990, Item S423, at Mayor O'Connor's request, for full Council.)  
Confirming the following appointments by the Mayor to serve as trustees of the Housing Trust Fund, to represent categories as shown, for terms to expire as indicated:

Name	Category	Term Expires
Linda Lopez	Business & Industry	August 5, 1993
Jerold H. Goldberg	Business & Industry	August 5, 1993

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Alice Smith	Labor - minimum wage worker	August 5, 1993
Sister RayMonda DuVall	Nonprofit/Community Organization	August 5, 1993
Rev. Walter G. Wells	Nonprofit/Community Organization	August 5, 1993
Mark P. Krones	Business & Industry	August 5, 1992
Kathy Recordon	Business & Industry	August 5, 1992
Nick Hernandez	Labor	August 5, 1992
James Ridley	Nonprofit/Community Organization	August 5, 1992
Jean E. Porter	Nonprofit/Community Organization	August 5, 1992
James Mitsuo Cua	Nonprofit/Community Organization	August 5, 1992

FILE LOCATION: --

COUNCIL ACTION: (Tape location: G258-H101.)

Motion by Henderson to approve the appointments. Second by Mayor O'Connor. No vote taken.

MOTION BY FILNER TO CHALLENGE THE CHAIR AND ASK THAT COUNCIL MAKE THE APPOINTMENTS. Second by Hartley. Passed by the following vote: Wolfsheimer-yea, Roberts-nay , Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-nay, McCarty-not present, Filner-yea, Mayor O'Connor-nay.

MOTION BY HENDERSON TO CONTINUE FOR TWO WEEKS AND BRING BACK NOMINATIONS. Second by Mayor O'Connor. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

ITEM-337: (R-91-192 Rev.1) ADOPTED AS AMENDED AS RESOLUTION  
R-276572

19900918

(Continued from the meeting of August 7, 1990, Item 205, at Mayor O'Connor's request, for full Council.)  
Council confirmation of the following appointments and reappointments by the Mayor to serve as members of the Park and Recreation Board, for terms ending March 1, 1992:

**NAME**

Bonnie Reading - Chair (Reappointment)

Betty Hubbard (Reappointment)

Eugene McElroy (Reappointment)

Cecilia Lorimar (Reappointment)

Evelyn W. Goldman (Replaces Bernard Rhinerson,  
whose term has expired.)

Myra Harada (Replaces Steven Alexander, whose term  
has expired)

(See memorandum from Mayor O'Connor dated 7/20/90 with resumes attached.)

**FILE LOCATION: MEET**

**COUNCIL ACTION:** (Tape location: H124-330.)

Motion by Henderson to adopt. Second by Roberts. No vote taken. Council Member Wolfsheimer requested that the motion be split, voting on Goldman and Harada separately.

**MOTION BY HENDERSON TO CONFIRM THE REAPPOINTMENTS OF READING, HUBBARD, McELROY, AND LORIMAR.** Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-nay, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-nay, Mayor O'Connor-yea.

**MOTION BY HENDERSON TO CONFIRM THE APPOINTMENT OF MYRA HARADA TO**

**REPLACE BERNARD RHINERSON.** Second by Roberts. Passed by the following vote: Wolfsheimer-nay, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-not present,

Filner-nay, Mayor O'Connor-yea.

Motion by Henderson to confirm the appointment of Evelyn W.

Goldman to replace Steven Alexander. Second by Mayor O'Connor.

Failed. Yeas: 5,6,M. Nays: 1,2,3,4,8. Not Present: 7.

**ITEM-338:**

Two actions relative to the Clairemont Mesa Development  
Impact Fees:

(See City Manager Report CMR-90-364. Clairemont Mesa  
Community Area. Districts-5 and 6.)

Subitem-A: (R-91-351) ADOPTED AS RESOLUTION R-276559

Approving the Clairemont Mesa Public Facilities Financing  
Plan.

Subitem-B: (R-91-352) ADOPTED AS RESOLUTION R-276560

Rescinding the existing development impact fees for the  
Clairemont Mesa Community; establishing new development  
impact fees for all properties within the Clairemont Mesa  
Community Area, as described in the Clairemont Mesa Public  
Facilities Financing Plan of July 1990.

**FILE LOCATION:** LAND - Clairemont Mesa Community Area

**COUNCIL ACTION:** (Tape location: C340-343.)

Hearing began at 11:48 a.m. and halted at 11:49 a.m.

**MOTION BY PRATT TO ADOPT ITEMS 334, 335, AND 338.** Second by  
Henderson. Passed by the following vote: Wolfsheimer-yea,  
Roberts-not present, Hartley-yea, Pratt-yea, Bernhardt-yea,  
Henderson-yea, McCarty-not present, Filner-yea, Mayor  
O'Connor-yea.

**ITEM-339:**

Four actions relative to the Camino Del Rio South  
Assessment District No. 4055:



(See City Manager Report CMR-90-342. Mission Valley  
Community Area. District-5.)

Subitem-A: (R-91-424) ADOPTED AS RESOLUTION R-276573

Authorizing the City Auditor Comptroller to expend an  
amount not to exceed \$200,000 from Capital Outlay Fund  
No. 30245, CIP-58-002.0, Annual Allocation - Assessment  
Districts, for the design, construction and administration  
of the Camino Del Rio South Assessment District  
Improvements; authorizing the Auditor and Comptroller, upon  
advice from the administering department, to transfer  
excess funds, if any, to the appropriate reserves.

Subitem-B: (R-91-425) ADOPTED AS RESOLUTION R-276574

Making appointments and approving agreements in Special  
Assessment District Proceedings.

Subitem-C: (R-91-426) ADOPTED AS RESOLUTION R-276575

Authorizing the City Auditor and Comptroller to establish  
the Camino Del Rio South Fund No. 79640, to make  
appropriate payments.

Subitem-D: (R-91-427) ADOPTED AS RESOLUTION R-276576

Making a determination that the public convenience and  
necessity require the acquisition or construction of public  
improvements.

FILE LOCATION: STRT D2287

COUNCIL ACTION: (Tape location: H330-I019.)  
Hearing began at 5:55 p.m. and halted at 6:11 p.m.  
Testimony by Frank Sanchez.

MOTION BY BERNHARDT TO ADOPT SUBITEMS A THROUGH D. Second by Hartley. Passed by the following vote: Wolfsheimer-not present, Roberts-not present, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

Sep-18-1990

ITEM-340: (R-91- ) CONTINUED TO OCTOBER 2, 1990

(Continued from the meeting of July 24, 1990, Item 343, at Councilmember Henderson's request, to allow time to examine the property.)

Appeal of Randy Bixler from the decision of the Planning Commission in approving Tentative Map TM-89-0966 (Jordan's Parcel Map) which would subdivide a 0.985 acre site into four parcels for single-family development (three units exist on the property). The applicant is also requesting that the requirements of Council Policy 600-25, which requires that overhead utilities be placed underground, be

waived. The subject property is located at the southwest corner of Loring and Collingwood Streets and is described as Lot 28 of Soledad Terrace, Map-1618; a portion of Tuna Lane, Vacated and closed to public use; Lots 153 and 154, Congress Heights Addition, Map-1627. The R1-5000 Zoned site is within the Pacific Beach Community Plan area. (TM-89-0966. District-6.)

Adoption of a Resolution granting or denying the appeal and granting or denying the map, with appropriate findings to support Council action.

FILE LOCATION: SUBD - Jordan's parcel Map

COUNCIL ACTION: (Tape location: I020-J075.)

Hearing began at 6:11 p.m. and halted at 6:57 p.m.

Testimony in favor by Randy Bixler, William Abrell, Renee Rosenblatt, Alan Rosenblatt, and Gay Appohn.

Testimony in opposition by Paul Peterson, William Gordon, and Eugene Unger.

MOTION BY HENDERSON TO CLOSE THE PUBLIC TESTIMONY AND CONTINUE THE ITEM FOR TWO WEEKS. STAFF IS DIRECTED TO REPORT BACK ON THE PATTERN OF LOT SPLITS THAT HAVE OCCURRED IN THE NEIGHBORHOOD.

Second by Bernhardt. Passed by the following vote:

Wolfsheimer-not present, Roberts-not present, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-not present, Mayor O'Connor-yea.

Sep-18-1990

ITEM-341: CONTINUED TO OCTOBER 16, 1990

(Continued from the meeting of August 7, 1990, Item 331, at Matt Peterson's request, for full Council.)

A proposal for amendments to the Resource Protection Ordinance, Article 1, Division 4, Section 101.0462 of the San Diego Municipal Code, including: deletion of certain exemptions and exclusions; changes to the regulations relating to biologically sensitive lands, hillsides and floodplains; changes to the findings and alternative compliance procedure; addition of a procedure to apply the ordinance to long range plans; and other amendments. The City Council will also consider the Resource Protection Ordinance Administrative Guidelines.

(City-wide.)

Subitem-A: (R-91- )

Adoption of a Resolution adopting the Resource Protection Ordinance Administrative Guidelines.

Subitem-B: (O-91- )

Introduction of an Ordinance amending Chapter X, Article 1, Division 4 of the Municipal Code.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: H102-122.)

MOTION BY BERNHARDT TO CONTINUE FOR 30 DAYS FOR FURTHER REVIEW.

Second by Henderson. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea,  
Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea,  
Mayor O'Connor-yea.

ITEM-342: CONTINUED TO SEPTEMBER 25, 1990

(Continued from the meeting of August 7, 1990, Item 338, at the City Manager's request.)

In the matter of Vesting Tentative Map (Fairbanks Highlands), Planned Residential Development Permit and Resource Protection Overlay Zone Permit VTM, PRD & RPZ-88-1041, proposing a 109-lot subdivision of this site for each of the proposed residential development parcels, seven open space lots, one private recreation lot, and necessary public facilities to serve the site; and construction of 92 single-family detached residences (including site landscaping, brush management and off-street parking) on a vacant 391-acre site.

Street Vacation of portions of Black Mountain Road, Road Survey 57, Old Survey 80, Old Survey 124, and Old Survey 451 as provided for under Section 66499.20-1/2 of the State Map Act, in conjunction with the proposed vesting tentative map for Fairbanks Highlands (VTM-88-1041).

The subject property is located generally north of Black Mountain Road and immediately west of the Penasquitos community in Zone A-1-10 (portions Hillside Review) and within the boundaries of the future urbanization area as identified by the City's General Plan. The subject property is more particularly described as portions of the

northeast quarter and the east half of the northwest quarter of Section 11, the northwest quarter of Section 12, Township 14 South, Range 3 West, SBBM, Parcel Map PM-8133. (VTM, PRD & RPZ-88-1041. District-1.)

Subitem-A: (R-90-2220)

Adoption of a Resolution certifying that the information contained in Environmental Impact Report EIR-88-1041 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said report has been reviewed and considered by the Council and adopting appropriate findings of mitigation, feasibility or project alternatives and statement of overriding considerations pursuant to California Public Resources Code Section 21081.

Subitem-B: (R-91- )

Adoption of a Resolution granting or denying the PRD permit, with appropriate findings to support Council action.

Subitem-C: (R-91- )

Adoption of a Resolution granting or denying the RPZ permit, with appropriate findings to support Council action.

Subitem-D: (R-91- )

Adoption of a Resolution granting or denying the map, with appropriate findings to support Council action.

Subitem-E: (R-90-2219)

Adoption of a Resolution authorizing the vacation of portions of Black Mountain Road, Road Survey 57, Old Survey 80, Old Survey 124, and Old Survey 451 as provided for under Section 66499.20-1/2 of the State Map Act.

CITY MANAGER SUPPORTING INFORMATION: The proposed vacations of portions of Black Mountain Road, Road Survey 57, Old Survey 80, Old Survey 124 and Old Survey 451 have been initiated by the submission of the tentative map for Fairbanks Highlands (VTM-88-1041). The tentative map proposes subdivision of a 391-acre site for the purpose of creating 92 single-family residential lots. Development of the site will be controlled by the associated Planned Residential Development (PRD).

The subject vacation is located in an area designated as a Future Urbanizing area immediately west of the Penasquitos East Community. The proposed vacation was reviewed by the adjacent designated Community Planning Groups (North City West Planning Board and Rancho Penasquitos Planning Board) as part of the tentative map. There were no apparent concerns from the North City West Planning Board, and the Rancho Penasquitos Planning Board supported the project in concept. On May 24, 1990, the Planning Commission upheld an appeal to the Subdivision Board's recommendation of approval and recommended denial of the Fairbanks Highlands project by a 7-0 vote.

The subject vacation consists of portions of Black Mountain Road, which is an unimproved travelway that has an assumed width of 40 feet, three road surveys which are unplottable, and one road survey which is partially utilized as a private road. The rights-of-way to be vacated will not be required for easement rights-of-way for access or traffic circulation since they will be replaced if the map is approved. The tentative map conditions provide for the dedication of half-width improvements for Carmel Valley Road with off-site transitions, the dedication of Camino Ruiz with a deferred six-year agreement for full-width improvements, and a system of private streets for access within the subdivision boundaries. The public benefits to be accrued with this vacation are an improved road system and improved utilization of the land.

Upon Council approval of the Planned Residential Development Permit (PRD-88-1041) and the Vesting Tentative Map (VTM-88-1041) for Fairbanks Highlands, the rights-of-way to be vacated would no longer be required for present or prospective use, as indicated by staff review. It is therefore recommended that, if the vacation is approved, it be conditioned upon the approval and recordation of the final map for Fairbanks Highlands (VTM-88-1041).

FILE LOCATION: SUBITEM-A&B: PERM PRD-88-1041; SUBITEM-C:  
PERM PRZ-88-1041; SUBITEM-D: SUBD -  
Fairbanks Highlands; SUBITEM-E: STRT J2745

COUNCIL ACTION: (Tape location: B021-140.)

Testimony by Jim Dawe and Kevin McNamara in favor of the continuance.

Testimony by Jeffrey Scott opposed to the continuance.

**MOTION BY WOLFSHEIMER TO CONTINUE ONE WEEK FOR FURTHER REVIEW.**

Second by Filner. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea,  
Bernhardt-yea, Henderson-not present, McCarty-not present,  
Filner-yea, Mayor O'Connor-yea.

**ITEM-343: (O-91- ) CONTINUED TO OCTOBER 16, 1990**

(Continued from the meetings of July 10, 1990, Item 336,  
July 31, 1990, Item 344, and August 7, 1990, Item S501;  
last continued at Councilmember Bernhardt's request, for  
further review.)

A proposal to amend the Resource Protection Ordinance,  
Article 1, Division 4, Section 101.0462 of the San Diego  
Municipal Code to delete Miramar Ranch North from Paragraph  
E., Exclusions.

(District-5.)

Introduction of an Ordinance deleting the exclusions for  
the Miramar Ranch North Community Plan area from the  
Resource Protection Ordinance, Section 101.0462, Paragraphs  
E4, 5 and 6 of the Municipal Code.

NOTE: See Items 344 and 345 for companion items.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: K495-510.)

**MOTION BY BERNHARDT TO CONTINUE 30 DAYS FOR FURTHER REVIEW.**

Second by Pratt. Passed by the following vote: Wolfsheimer-not  
present, Roberts-not present, Hartley-yea, Pratt-yea,  
Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea,  
Mayor O'Connor-yea.

ITEM-344: NOTED AND FILED

(Continued from the meetings of July 10, 1990, Item 337, July 31, 1990, Item 346 and August 7, 1990, Item S503; last continued at Councilmember Bernhardt's request, for further review.)

Consideration of the Planning Commission's recommendation to the City Council for initiation of an amendment or

update of the Miramar Ranch North Community Plan to provide for a revised pattern, type, and intensity of development in portions of the community to meet the provisions of the Resource Protection Ordinance. The City Council will also consider whether the public facility provisions, phasing program, and facilities financing plan for Miramar Ranch North are adequate to meet the needs of the community and if they should be revised and whether the Hillside Review Overlay Zone should be applied to qualifying areas where it has not previously been applied. The issue of whether the Miramar Ranch North and Scripps Miramar Ranch Community Plans should be merged into a single planning area and merger of the community planning groups will also be discussed.

(District-5.)

Subitem-A: (R-90-2024)

Adoption of a Resolution approving the initiation of an update of the Miramar Ranch North Community Plan and Facilities Financing Plan and initiation of the application of the Hillside Review Overlay Zone to qualifying areas.

Subitem-B: (R-90-2025)

Adoption of a Resolution conceptually approving a merger of the Scripps Miramar Ranch and Miramar Ranch North Community Plans and Planning Groups.

NOTE: See companion Items 343 and 345.



FILE LOCATION: SUBITEM-A: LAND - Miramar Ranch North  
Community Plan; SUBITEM-B: LAND - Scripps  
Miramar Ranch and Miramar Ranch North  
Community Plans

COUNCIL ACTION: (Tape location: K511-546.)

MOTION BY BERNHARDT TO NOTE AND FILE ITEM, TO INCLUDE INITIATING THE PLANNED AMENDMENT THAT IS NOT SUBJECT TO THE BATCHING OF COUNCIL POLICY 600-35. Second by Hartley. Passed by the following vote: Wolfsheimer-not present, Roberts-not present, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

ITEM-345: (O-90-209) CONTINUED TO OCTOBER 16, 1990

(Continued from the meetings of July 10, 1990, Item 336, July 17, 1990, Item S405, July 31, 1990, Item 345, and August 7, 1990, Item S502; last continued at Councilmember Bernhardt's request, for further review.)

A proposal to amend the Resource Protection Ordinance, Article 1, Division 4, Section 101.0462 of the San Diego Municipal Code to delete the Black Mountain Road, and County Island Annexation areas from Paragraph E., Exclusions.

(District-5.)

Introduction of an Ordinance deleting the exclusions for Black Mountain Road Assessment District, and the County Island from the Resource Protection Ordinance, Section 101.0462, Paragraphs E4, 5 and 6 of the Municipal Code.

NOTE: See Items 343 and 344 for companion items.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: K495-510.)

MOTION BY BERNHARDT TO CONTINUE FOR 30 DAYS FOR FURTHER REVIEW. Second by Pratt. Passed by the following vote: Wolfsheimer-not present, Roberts-not present, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

ITEM-346: (R-91-429) ADOPTED AS RESOLUTION R-276577

19900918

Making appointments and approving agreements for the  
Community Facilities District No. 1 (Miramar Ranch North).  
(Miramar Ranch North Community Area. District-5.)

CITY MANAGER SUPPORTING INFORMATION: On August 7, 1990, the  
City Council considered approving the settlement agreement  
between the City of San Diego and McMillin/BCED/Miramar Ranch  
North. Approval was not reached at that meeting and the item  
was subsequently continued to the September 18, 1990 Council  
meeting. If the settlement agreement is approved at the  
September 18th Council meeting and Council adopts the resolution  
set forth herein, consultants will proceed with the formation of  
the Miramar Ranch North Community Facilities District (CFD) No.  
1. A feasibility study will be conducted and staff will return  
to Council on November 26, 1990, with the results of the

feasibility study and approval of the Resolution of Intention.  
On January 8, 1990 staff will return to Council with the noticed  
public hearing. At the hearing Council will be asked to approve  
the formation of the CFD, hold a special election and levy the  
special tax on the parcels within the proposed district. The  
public improvements proposed to be financed by bond proceeds  
include the modification of a freeway interchange, construction  
of various roadways, booster pump stations, a regional park and  
construction and/or cash contributions toward a library, fire  
station and other miscellaneous improvements.

FILE LOCATION: STRT CF-1

COUNCIL ACTION: (Tape location: K468-487.)

MOTION BY BERNHARDT TO ADOPT. Second by Hartley. Passed by the following vote: Wolfsheimer-not present, Roberts-not present, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

ITEM-347: (R-91-287 Rev.1) ADOPTED AS AMENDED AS RESOLUTION  
R-276578

19900918

(Continued from the meeting of August 7, 1990, Item S505,  
at Councilmember Bernhardt's request, for further review.)  
Authorizing a settlement agreement with  
McMillan-BCED/Miramar Ranch North.

FILE LOCATION: MEET CONT FY91-1

COUNCIL ACTION: (Tape location: J076-K464.)

Mayor O'Connor closed the public testimony.

MOTION BY BERNHARDT TO APPROVE ITEM NO. 347 WITH A MAJOR NOTE IN THE AGREEMENT THAT THE LANGUAGE WOULD REFLECT THAT THE SETTLEMENT AGREEMENT ITSELF WOULD SERVE AS ALTERNATIVE COMPLIANCE UNDER REPO (RESOURCE PROTECTION ORDINANCE).

INCORPORATE CORRECTION TO PAGE 15 OF THE AGREEMENT REGARDING ACQUISITION OF OFF-SITE IMPROVEMENTS AS RECOMMENDED BY ASSISTANT CITY MANAGER JACK McGRORY. TO APPROVE ALTERNATIVE 2 OF THE CITY ATTORNEY'S MEMORANDUM WHICH STATES: "APPROVE THE AGREEMENT

AND

GRANT THE CREDITS AGAINST CITY-WIDE IMPACT FEES IN CONSIDERATION FOR SETTLEMENT OF THE LITIGATION. Second by Pratt. Passed by the following vote: Wolfsheimer-not present, Roberts-not

present, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea,  
McCarty-not present, Filner-yea, Mayor O'Connor-yea.

**ITEM-348: CONTINUED TO OCTOBER 15, 1990**

Proposal to approve the Wuest Estate Development Agreement between the City of San Diego and Wuest Estate Company.

The proposed development agreement would apply to approximately 250 acres in the Miramar Ranch North community. The primary purpose of the development agreement is to provide for the funding of public facilities through the owner's participation in the community's public facilities financing plan. The owner would agree to pay its fair share of fees or contribute facilities in lieu of payment as required by the public facilities financing plan for the community. The developer would also provide public improvements, facilities and services as required by the tentative subdivision map. The development agreement would assure the owner that the property could be developed in conformance with the Miramar Ranch North Community Plan for the 20-year term of the agreement. Additional provisions are included in the draft development agreement.

The property subject to the proposed development agreement is located on the east side of I-15 between Poway Road and Miramar Lake. A brief legal description is as follows: northeast quarter of the northeast quarter and a portion of the northeast quarter of the northwest half of Section 29; and a portion of the south half of the south half, Section 20, Township 14 South, Range 2 West, SBM. The specific legal description is on file in the City Planning Department.

(Case-88-0908. District-5.)

Subitem-A: (R-91-430)

Adoption of a Resolution certifying that the information contained in Environmental Impact Report EIR-85-0100 has been completed in compliance with the California

Environmental Quality Act of 1970 and State guidelines, and that said report has been reviewed and considered by the Council and adopting appropriate findings of mitigation, feasibility or project alternatives and statement of overriding considerations pursuant to California Public Resources Code Section 21081.

Subitem-B: (O-91-49)

Introduction of an Ordinance approving the development agreement.

The proposed development agreement was previously considered by City Council on 11/14/88 - Item 212; 11/28/88 - Item 209; 12/12/88 - Item 211; and 2/21/89 - Item 330.

CITY MANAGER SUPPORTING INFORMATION: The proposed development agreement was docketed for Council action as Item 330 on February 21, 1989. At that time the agreement was returned to the City Manager and Planning Director. The agreement before Council at this time is basically unchanged from the 1989 version with the exception of minor technical changes to reflect events that have occurred since February, 1989 and for an increase in the developer's contribution for City of San Diego General Park purposes from \$315,000 to \$1,065,000. This development agreement is similar to three others in the Miramar Ranch North community planning area that were originally presented to Council with this one, as a group of four small development agreements. The other three were approved by Council on December 12, 1988 and are in full force and effect at this time. The Manager and Planning Director recommend approval of the proposed development agreement. The City Attorney has approved the agreement with respect to form only.

FILE LOCATION: DEVL - WUEST ESTATE

COUNCIL ACTION: (Tape location: D140-243.)

Testimony by Charles Black in opposition to the continuance.

MOTION BY BERNHARDT TO CONTINUE TO OCTOBER 15, 1990, AS REQUESTED BY ASSISTANT CITY MANAGER JACK McGRORY, TO REVIEW THE LANGUAGE WITH THE CITY ATTORNEY. Second by Roberts. Passed by

the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-nay, McCarty-not present, Filner-yea, Mayor O'Connor-nay.

Sep-18-1990

ITEM-S500: PROCLAIMED

Proclaiming September 20, 1990 as International Visitors Day.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: D244-247.)

MOTION BY BERNHARDT TO APPROVE. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

ITEM-S501: (R-91-136 Rev.1) ADOPTED AS AMENDED AS RESOLUTION  
R-276561

19900918

(Continued from the meetings of August 7, 1990, Item 203, and September 11, 1990, Item 336; last continued at Councilmember Roberts' request, to allow time for staff to respond to questions asked by Councilmembers.)

Fire Department Based Paramedic Program Cost and related issues in the matter of the City Manager recommendations to the City Council on issues related to a Fire Department Paramedic Program Proposal, City Benefits and Employment status for current paramedics, and paramedic program costs.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A025-C046.)

Motion by Henderson to adopt staff's recommendation which is to have a full fire department paramedic system. Second by Mayor O'Connor. No vote taken.

SUBSTITUTE MOTION BY FILNER TO MOVE APPROVAL OF THE CONCEPT FOR A SHARED SYSTEM. EXTEND THE HARTSON CONTRACT FOR TWO YEARS WITH

THE PROVISION TO TRAIN FIRE FIGHTERS AS PARAMEDICS AND TO INTRODUCE THEM INTO THE SYSTEM. THE FINAL DETAILS WILL BE NEGOTIATED AND BROUGHT BACK TO COUNCIL FOR APPROVAL. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-nay, McCarty-not present, Filner-yea, Mayor O'Connor-nay.

ITEM-S502: (R-91-461) ADOPTED AS RESOLUTION R-276579

Determining that the use of funds from the Horton Plaza Low and Moderate Income Housing Fund for part of the cost of purchasing the Lincoln Hotel Building in the Gaslamp Quarter Redevelopment Project Area for use as housing for very low income persons will be of benefit to the Horton Plaza Redevelopment Project.

(See memorandum from CCDC Executive Vice President dated 9/6/90. Centre City Community Area. District-8.)

NOTE: See the Redevelopment Agency Agenda of September 18, 1990 for a companion item.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: K575-L009.)

MOTION BY HENDERSON TO ADOPT. Second by Filner. Passed by the following vote: Wolfsheimer-not present, Roberts-not present, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

ITEM-S503: (R-91-490) ADOPTED AS RESOLUTION R-276580

Encouraging and inviting the Republican National Committee  
to select San Diego as the host of the 1992 Republican  
National Convention.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: G154-235.)

MOTION BY ROBERTS TO ADOPT. Second by Henderson. Passed by the  
following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea,  
Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-not present,  
Filner-yea, Mayor O'Connor-yea.

NON-DOCKET ITEMS:

None.

COUNCIL COMMENT:

None.

PUBLIC COMMENT:

None.

ADJOURNMENT:

The meeting was adjourned by Mayor O'Connor at 8:13 p.m.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: L009).